

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

HOMESITE INSURANCE COMPANY,

Plaintiff,

v.

No. 16-cv-1173 CG/SMV

CHASE RAINES,

Defendant.

ORDER TO SHOW CAUSE

THIS MATTER is before the Court sua sponte. Plaintiff filed its Complaint against Defendant on October 24, 2016. [Doc. 1]. Plaintiff had 90 days from filing the Complaint, or until January 23, 2017, to effect service of process. *See* Fed. R. Civ. P. 4(m) (2015). There is no indication on the record that service of process has been effected.

IT IS THEREFORE ORDERED that Plaintiff show good cause why its claims against Defendant should not be dismissed without prejudice for failure to comply with the service provision of Rule 4(m). *See Espinoza v. United States*, 52 F.3d 838, 841 (10th Cir. 1995). Plaintiff must file its response **no later than February 16, 2017**.

IT IS SO ORDERED.



STEPHAN M. VIDMAR
United States Magistrate Judge